

LEWIS BRISBOIS BISGAARD & SMITH LLP
TONY M. SAIN, SB# 251626
E-Mail: Tony.Sain@lewisbrisbois.com
TORI L. N. BAKKEN, SB# 329069
E-Mail: Tori.Bakken@lewisbrisbois.com
ABIGAIL J. R. McLAUGHLIN, SB# 313208
E-Mail: Abigail.McLaughlin@lewisbrisbois.com
633 West 5th Street, Suite 4000
Los Angeles, California 90071
Telephone: 213.250.1800
Facsimile: 213.250.7900

Attorneys for Defendants,
CITY OF FRESNO, REY MEDELES,
and GUSTAVO GUTIERREZ

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

LUIS RODRIGUEZ,

Plaintiff,

v.

FRESNO POLICE OFFICER REY
MEDELES; FRESNO POLICE OFFICER
GUSTAVO GUTIERREZ; UNKNOWN
LOCAL AND FEDERAL LAW
ENFORCEMENT OFFICERS; THE CITY
OF FRESNO,

Defendants.

Case No. 1:23-cv-01471-JLT-SKO

*[Hon. Jennifer L. Thurston, District Judge;
Hon. Sheila K. Oberto, Magistrate Judge]*

**STIPULATION TO SET ASIDE
DEFAULT; ORDER**

(Doc. 19)

It is hereby stipulated between Plaintiff LUIS RODRIGUEZ (“Plaintiff”), represented by Kevin G. Little, Esq., Law Office of Kevin G. Little, and Defendants CITY OF FRESNO, REY MEDELES, and GUSTAVO GUTIERREZ (“Defendants”), represented by Tony M. Sain, Esq., Tori L.N. Bakken, Esq., and Abigail J.R. McLaughlin, Esq., Lewis Brisbois Bisgaard & Smith, LLP, that the entry of default in this case pursuant to Plaintiff’s Request for Entry of Default be set

1 aside and Defendants be allowed to file their responsive pleading. The parties have agreed that 10
2 days is a reasonable and sufficient time within which to file Defendants' responsive pleading.

3
4 DATED: January 17, 2024

LEWIS BRISBOIS BISGAARD & SMITH LLP

By: /s/ Abigail J.R. McLaughlin

TONY M. SAIN

TORI L.N. BAKKEN

Attorneys for Defendants,

CITY OF FRESNO, REY MEDELES,

And GUSTAVO GUTIERREZ

8 Plaintiff consents to an order setting aside the default.

9
10 DATED: January 18, 2024

LAW OFFICE OF KEVIN G. LITTLE

By: /s/ Kevin G. Little

KEVIN G. LITTLE

Attorney for Plaintiff,

LUIS RODRIGUEZ

13
14 **ORDER**

15 Pursuant to the foregoing stipulation (Doc. 19), and GOOD CAUSE APPEARING, the
16 request for entry of default in this case pursuant to Plaintiff's Request for Entry of Default (Doc.
17 15) entered against Defendants CITY OF FRESNO, REY MEDELES, and GUSTAVO
18 GUTIERREZ is set aside, and the hearing on the motion set for February 7, 2024, is VACATED.
19 Defendants have ten (10) days to file and serve their responsive pleading from the date of this
20 Order.

21 IT IS SO ORDERED.

22 Dated: **January 19, 2024**

/s/ Sheila K. Oberto

UNITED STATES MAGISTRATE JUDGE